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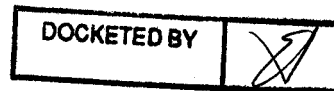
BEFORE THE ARIZONA CORPORATION COMMISSION

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CARL J. KUNASEK
Chairman
JIM IRVIN
Commissioner
RENN D. JENNINGS
Commissioner



IN THE MATTER OF THE COMPETITION)	DOCKET NO. U-0000-94 -0165
IN THE PROVISIONS OF ELECTRIC)	
SERVICES THROUGHOUT THE STATE)	DECISION NO. 59943 DATED
OF ARIZONA)	DECEMBER 26, 1996
)	OPINION AND ORDER

Charles Huggins
Secretary - Treasurer
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5818 N. 7th St.
Phoenix, Arizona 85014
602.631.4488

Intervener

Before the Arizona Corporation Commission

Charles Huggins, Secretary - Treasurer of the Arizona AFL-CIO, an Intervener, applies for reheating of Decision No. 59943 pursuant to A.R.S. 40-253 and A.A.C R14-3-311. Reheating is sought by the Intervener concerning the Commission's erroneous procedures that did not permit the Intervener the rights of due process, in particular, the failure to accept sworn testimony subject to cross examination.

This Application is supported by the following;

In the FINDINGS OF FACT, NO. 6 "The economic impact of the proposed RULES is set forth in Appendix C, attached hereto and incorporated by reference,"

Under NO. 5 of Appendix C it is stated ". However, employees at public utilities could lose their positions through cost cutting measures as the utilities strive to become more cost competitive."

Under the workshop process, there is no record of the statement about job loss being made. This precluded the Intervener from cross examining the person or persons who may have expressed such an opinion,

But yet, the Intervener finds himself reading a Finding of Fact that under the most charitable explanation is the assertion of an unknown party without the benefit of sworn testimony or cross examination.

Also the workshop process prohibited the Intervener from developing any discussion, even a discussion without the rules of evidence, that would have focused attention of the "Stranded Worker" who will become the first victim of this regulated competitive scheme.

The "Stranded Worker" has the same right of recovery as the Utility does for "Stranded Investment."

RELIEF REQUESTED.

The Intervener, for the reason set herein, respectfully request that a rehearing be conducted with respect to determining the level of job placement, required training and monetary benefits due to the "STRANDED WORKER".

RESPECTFULLY SUBMITTED this 14 day of January, 1997

Charles R. Huggins
Arizona State AFL/CIO

By: Charles R. Huggins
Charles R. Huggins
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CERTIFICATE OF SERVICE

**Original and ten copies of the foregoing
filed this 14th day of January, 1997, with:**

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**Copies of the foregoing hand-delivered
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